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AUG 29 2005
PATENT & TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: **August 26, 2005** Signature: _____ (Jeffrey S. Sharp)

Docket No.: 29103/36396A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Paul STARKEY et al.

Application No.: 10/685,335

Confirmation No.: 1210

Filed: October 14, 2003

Art Unit: 3764

For: METHOD AND DEVICE FOR TREATMENT OF VARICOSE VEINS

Examiner: Jerome W. Donnelly

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action dated June 27, 2005 in the above-identified application in which the Examiner restricted the claims into two groups of claims: Group I (claims 1-17) and Group II (claims 18-22).

In response to the request, Applicant elects Group I comprising claims 1-17 for purposes of examination.

OIPE JC105 AUG 29 2005 TRADEMARK OFFICE

PTO/SB/17 (12-04v2)
Approved for use through 7/31/2006. OMB 0651-0032
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Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005

[x] Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT ($) 60.00

Complete if Known	
Application Number	10/685,335-Conf. #1210
Filing Date	October 14, 2003
First Named Inventor	Paul Starkey
Examiner Name	Jerome W. Donnelly
Art Unit	3764
Attorney Docket No.	29103/36396A

METHOD OF PAYMENT (check all that apply)

[x] Check [ ] Credit Card [ ] Money Order [ ] None [ ] Other (please identify): _____

[ ] Deposit Account Deposit Account Number: 13-2855 Deposit Account Name: MARSHALL, GERSTEIN & BORUN LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

[ ] Charge fee(s) indicated below
[ ] Charge fee(s) indicated below, **except for the filing fee**
[x] Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17
[x] Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	**Fee ($)**	**Fee ($)**	**Fee ($)**	**Fee ($)**	**Fee ($)**	**Fee ($)**	**Fees Paid ($)**
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	**Fee ($)**	**Small Entity Fee ($)**
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims		**Extra Claims**	**Fee ($)**		**Fee Paid ($)**
_____	- =	_____	x _____	=	_____

Multiple Dependent Claims

Fee ($)	**Fee Paid ($)**
_____	_____

Indep. Claims		**Extra Claims**	**Fee ($)**		**Fee Paid ($)**
_____	- =	_____	x _____	=	_____

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is $250 ($125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets		**Extra Sheets**		**Number of each additional 50 or fraction thereof**	**Fee ($)**	**Fee Paid ($)**
_____	- 100 =	_____	/50	_____ (round **up** to a whole number) x	_____	= _____

4. OTHER FEE(S)

	Fees Paid ($)
Non-English Specification, $130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 2251 Extension for response within first month	60.00

SUBMITTED BY

Signature	/Jeffrey S. Sharp/	Registration No. (Attorney/Agent)	31,879	Telephone	(312) 474-6300
Name (Print/Type)	Jeffrey S. Sharp			Date	**August 26, 2005**

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Dated: **August 26, 2005** Signature: /Jeffrey S. Sharp/ (Jeffrey S. Sharp)